

MEETING OF THE COUNTY COMMISSION, REGULAR SESSION, JULY 18, 2011

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BE IT REMEMBERED, the County Commission of Carter County, Elizabethton, Tennessee, met in Regular Session on July 18, 2011, at 10:00 A.M. in the main courtroom of the Carter County Courthouse. Present and presiding were the Honorable Leon Humphrey, County Mayor/Chairman; the Honorable Keith Bowers, Jr., County Attorney; and the Honorable Mary Gouge, County Clerk. The following Commissioners were present: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L. C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks & Robert Gobble. Paul Mottern was absent.

ROLL CALL.....QUORUM PRESENT

PRAYER.....LAWRENCE HODGE

PLEDGE.....RONNIE TRIVETT

On motion by Ronnie Trivett, seconded by John Lewis the minutes of the June 20, 2011, Commission meeting was approved by voice vote.

The Mayor recognized the elected and appointed officials in the audience by asking them to stand as they were given a round of applause.

At this time the Mayor presented plaques honoring Emma Pierce, who retired from the Circuit Court Clerk's Office after more than 30 years of service and Barbara Benfield, who retired as a nursing instructor at the Tennessee Technology Center of Elizabethton after 18 years.

Annika Hampton, Director of Tourism, gave a slide presentation at this time outlining the impact of an archive on local tourism.

Under Public Comments, Paul Tolley voiced his disapproval of a tax increase, his view on the skate park in Roan Mountain, the need to clean up the dump site across from Hampton High School, his disapproval of a wheel tax and various other items.

Bill Peters of Watauga spoke out against the Rails to Trails project planned by Johnson City saying it would further isolate Carter County from potential industrial growth. He said it would be better to keep the rails and offer passengers rail service and businesses freight service between Elizabethton and Johnson City than to take the rails up and put in a walking trail.

John Shepherd of 142 Runyon Street in West Carter County stated a 75' section of Runyon Street had not been put on the County Road List and was still unpaved. Gebe Ritchie, Chairman of the Highway Committee, informed Mr. Shepherd this matter would be brought before the commission later in the meeting.

Bobby Hardin of 1396 Hwy 91 spoke out about the noise and fire hazard of firecrackers being set off around his home until all hours of the night. He asked if

there was a "nuisance" ordinance in place in the county and was told there was none. The Mayor asked Chris Schuettler to address the possibility of drafting such an ordinance at the Planning Commission meeting scheduled for the next day.

Ron Hartley discussed the selling and storing of fireworks and said he would be glad to help the fire departments in their selling of fireworks as long as they would "do it right" and protect the consumers and the children.

John White, a former code enforcement officer, discussed the buses set up to sell and store fireworks stating they were not tagged or underpinned and violated the codes of the county. He also discussed the junkyard businesses operating in the county without a license and stated the problem needed to be addressed.

Jeffrey Hughis addressed the cost of the jail and the cost to the county for wrong building permits being issued by the Planning Office. He related to the Ice House lawsuit filed against the county. He stated he was being told that Jack Perkins, Road Superintendent, had been paving and maintaining roads on private property with taxpayers money since he was elected nine years ago. He stated he would like to see the work orders at the Highway Department for the last nine years and was referred to the Special Investigations Committee.

Roy Livingston also spoke on the cost of the jail stating that with a 20 year payback and other funds spent on the jail it would end up costing upwards of 40 million dollars. He put this blame on the Jail Inspection Committee. Referring to the removal of the Mayor as Chairman of the commission in September, he stated there was a hand full of commissioners that wanted to do the right thing. He said the Mayor broke a link in the chain of the "mafia" style actions of the commissioners.

Dora Kinzer of Stoney Creek stated she had moved to Tennessee from Virginia because of lower taxes and cost of living. She said she questioned the move as she saw her taxes being increased here.

Keith Bowers read Resolution No. 549 adopting a continuing budget and tax rate for the fiscal year beginning July 1, 2011. Motion was made by Ronnie Trivett, seconded by Pat Hicks to adopt the resolution as presented. Roll call vote as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L. C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks & Robert Gobble

NAYS: 0

PASSING: 0

ABSENT: Paul Mottern

There being 23 ayes, 0 nays, 0 passing and 1 absent motion duly carried.
Resolution No. 549 entered into minutes on page 231.

Tom Anderson President of Carter County Tomorrow gave an update of the projects and issues they had addressed over the last month. Carter County Tomorrow report entered on page 232.

On motion by Gebe Ritchie, seconded by John Lewis the following Notaries were approved by voice vote.

CHARLES RON STANLEY	TRAVIS B. HOLLY	SHERRI STOUT
ELAINE FAIR	KATHY TESTER	NANCY ALSUP
KRISTI LEE PARMER	ALLISON BARE SCALF	RANDAL KELLY CRAIN
MARY L. PHILLIPS	RUSSELL G. SWANEY	ANGELA D. MARCUM

Court was recessed at this time until 1:00 p.m. and called back to order by the Mayor.

The Mayor stated he had received two applications to fill the vacancy of the office of Constable in the 1st District and they were David Glenn Muncey and Larry Paul Perry. Larry Perry was nominated by Robert Gobble and David Muncey was nominated by Steve Lowrance. Motion was made by John Lewis, seconded by Lawrence Hodge for nominations to cease. The Mayor asked the commissioners to vote for one of the candidates as the Clerk called the roll. Roll call vote as follows:

DAVID MUNCEY: Charles VonCannon, Steve Lowrance & Scott Sams

LARRY PERRY: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Bill Armstrong, Pat Hicks & Robert Gobble

PASSING: L. C. Tester

ABSENT: Paul Mottern

David Muncey receiving 3 votes, Larry Perry receiving 18 votes, 1 passing and 1 absent Larry Perry was duly elected to serve as Constable of the 1st District until the 2012 election.

Motion was made by Charlie Bayless, seconded by Ronnie Trivett to reduce the number of commission meetings from one each month or twelve per year to eight each year and the number of committee meetings from 168 per year to 93 per year. Commissioner Bayless stated this would result in a savings to the county in the amount of \$31,264 per year. Roll call vote as follows:

AYES: Nancy Brown, Ronnie Trivett, Harry Sisk, Jo Ann Blankenship, Charlie Bayless, Dickie Renfro, Sonja Culler, Russell Kyte, Bill Armstrong & Pat Hicks

NAYS: Gebe Ritchie, Lawrence Hodge, Joel Street, Richard Winters, Charles VonCannon, L. C. Tester, Steve Lowrance, Tom Bowers, Steve Chambers, John Lewis, Scott Sams & Robert Gobble

PASSING: 0

ABSENT: Paul Mottern & Ken Arney

There being 10 ayes, 12 nays, 0 passing and 2 absent motion failed to carry.

Motion was made by Charles VonCannon, seconded by Richard Winters to cut the pay for the commissioners to zero and ask each department head to cut their budget 5%. Tom Bowers said he thought this issue should be brought before the Budget Committee and that he would present it to them at their meeting later that day at 4:00. Motion was then made by Gebe Ritchie, seconded by Harry Sisk to TABLE Commissioner VonCannon's motion. By voice vote motion was TABLED.

Tom Bowers informed the commissioners the Budget Committee had approved a \$25 wheel tax for two years with the money generated to go to education. After some discussion, motion was made by Gebe Ritchie, seconded by John Lewis to TABLE a wheel tax until a later date. Roll call vote to TABLE as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Ronnie Trivett, Harry Sisk, L. C. Tester, Tom Bowers, Jo Ann Blankenship, John Lewis, Sonja Culler, Russell Kyte & Scott Sams

NAYS: Richard Winters, Charles VonCannon, Steve Lowrance, Charlie Bayless, Dickie Renfro, Steve Chambers, Bill Armstrong, Pat Hicks & Robert Gobble

PASSING: 0

ABSENT: Paul Mottern

There being 13 ayes, 9 nays, 0 passing and 1 absent motion to TABLE carried.

On recommendation of the Reapportionment Committee, motion was made by Tom Bowers, seconded by Lawrence Hodge to retain 8 districts in the county with 3 commissioners serving from each district. This would require a boundary adjustment in the 1st and 4th districts and entail moving 243 from the 1st District into the 4th District. Roll call vote as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L. C. Tester, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Bill Armstrong, Pat Hicks & Robert Gobble

NAYS: Nancy Brown, Joel Street, Steve Lowrance & Scott Sams

PASSING: 0

ABSENT: Paul Mottern & Ken Arney

There being 18 ayes, 4 nays, 0 passing and 2 absent motion duly carried.

The Mayor informed the commissioners the new redistricting plan must be adopted by way of a resolution. He stated the resolution must contain either descriptions or a map of sufficient detail with copies submitted to the Office of Local Government. The Office of Local Government prepares 3 copies of the final redistricting and precinct maps to be signed by the proper county

representatives. Motion was made by Steve Chambers, seconded by Tom Bowers to instruct the County Attorney to prepare the resolution and have it ready for the August meeting. By voice vote motion carried.

Jo Ann Blankenship reported for the Financial Management Committee stating a copy of the minutes of their last meeting was in the commissioner's packets. She stated if there were any questions she would be glad to entertain them.

The Mayor informed the commissioners there was a meeting with J. Mark Rogers and Blaine Construction concerning the jail on July 7, 2011. He said the county initiated insurance coverage on July 1, 2011, on the building itself and Chief Street submitted at that time a punch list containing 103 items. Blaine Construction indicated the punch list items would be completed within approximately 30 days. He stated the only outstanding issue was that of the floors and they had indicated we should have a proposal presented by them as far as what they consider a "fix" to the floor within two weeks.

The Mayor introduced Jim Hart, a consultant with CTAS who gave a power point presentation on the staffing needs for the new jail. His recommendation was to hire an additional 37 officers for the operation of the jail. His presentation cited several issues with the jail facility including poor construction, blind spots, inmate transport problems and staffing shortages.

Gebe Ritchie reported for the Highway Committee stating at the July 11, 2011, meeting they had approved accepting 75' of Runyon Street in west Carter County and putting it on the County Road list. Motion was made by Ronnie Trivett, seconded by Charles VonCannon to accept Runyon Street as a county road and maintain it as such. Motion was then made by Jo Ann Blankenship, seconded by Tom Bowers to TABLE Commissioner Trivett's motion as altering the county road list could adversely effect state funding for paving. Roll call vote to TABLE as follows:

AYES: Tom Bowers, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, Bill Armstrong & Pat Hicks

NAYS: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Steve Lowrance, John Lewis, Sonja Culler, Russell Kyte, Scott Sams & Robert Gobble

PASSING: Charles VonCannon

ABSENT: Paul Mottern, L. C. Tester, Charlie Bayless & Ken Arney

There being 6 ayes, 13 nays, 1 passing and 4 absent motion to TABLE failed.

Ronnie Trivett's motion was back on the floor with an amendment that Runyon Street be accepted as a county road at the appropriate time provided Attorney Bowers determines that it does not cause any problem with state funding. Roll call vote as follows:

AYES: Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, John Lewis,

Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks & Robert Gobble & Lawrence Hodge

NAYS: 0

PASSING: 0

ABSENT: Paul Mottern, L. C. Tester, Charlie Bayless & Ken Arney

There being 20 ayes, 0 nays, 0 passing and 4 absent motion duly carried.

Motion was made by Gebe Ritchie, seconded by John Lewis for any construction or utility company performing work that requires digging up or damage to a county road be required to have a bond before beginning construction. Bond to be in the amount of the contract they are performing. Roll call vote as follows:

AYES: Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks & Robert Gobble

NAYS: 0

PASSING: 0

ABSENT: Paul Mottern, Lawrence Hodge, L. C. Tester, Charlie Bayless & Ken Arney

There being 19 ayes, 0 nays, 0 passing and 5 absent motion duly carried.

Charles VonCannon reported for the Special Investigations Committee stating the plastic recycling project was going well. He commended Ron McCloud for bringing the Thunderbirds to Carter County Saturday and encouraged the commissioners to listen to Jim Hart regarding the jail staffing.

At this time, the County Attorney reported on several items of county business which included litter complaints, Records Commission pay, Linda Whitehead's litigation against the county and the Memorandum of Understanding between the City and the County concerning the management of the animal shelter. He informed the commissioners there would be a "closed door" meeting on the 29th.

With the approval of Sessions Judge John Walton, motion was made by Robert Gobble, seconded by Steve Chambers to confirm the reappointment of Mike Peters as a Judicial Commissioner. Roll call vote as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Harry Sisk, Charles VonCannon, Steve Lowrance, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Pat Hicks & Robert Gobble

NAYS: 0

PASSING: 0.

ABSENT: Paul Mottern, Ronnie Trivett, L. C. Tester, Tom Bowers, Charlie Bayless, Ken Arney, Scott Sams & Bill Armstrong

There being 16 ayes, 0 nays, 0 passing and 8 absent motion duly carried.

The Mayor stated Governor Haslam had unveiled his Jobs for Tennessee plan in late April and one of the components of the plan placed a tremendous burden on local government in that it provided for the closure of Regional Planning Offices across the state, including the one in Johnson City. He said the office in Johnson City had given Carter County a tremendous amount of professional planning support through the years and with the current economic state in Northeast Tennessee, it would be impossible for small counties to contract for the level of service this office provided. He announced the First Tennessee Development District had taken steps to correct this problem expanding their scope of services to include a Planning Division. He referred the commissioners to a contract between First Tennessee Development District and Carter County in their packets for the same local planning service and advisory services. The total amount of the contract is \$12,250, the same amount currently budgeted by Carter County to be paid to the Tennessee Department of Economic and Community Development for local planning assistance. Jo Ann Blankenship noted in the contract that payment would be the total sum of \$12,250 or bi-annual installments of \$6,125 on the first day of the first and third quarters of each fiscal year and since that time had passed already we were already in default. The County Attorney stated he felt the payment issue could be worked out and motion was made by John Lewis, seconded by Jo Ann Blankenship to enter into the 12 month contract. Roll call vote as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, Steve Lowrance, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Pat Hicks & Robert Gobble

NAYS: 0

PASSING: 0

ABSENT: Paul Mottern, L. C. Tester, Tom Bowers, Charlie Bayless, Ken Arney, Scott Sams & Bill Armstrong

There being 17 ayes, 0 nays, 0 passing and 7 absent motion duly carried. Contract entered into the minutes on pages 233 to 235.

The Mayor informed the commissioners there was a vacancy on the Library Board and they had recommended Nancy Gastineau. Motion was made by Ronnie Trivett, seconded by Pat Hicks to approve the appointment of Nancy Gastineau to the Library Board. Roll call vote as follows:

AYES: Gebe Ritchie, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, Steve Lowrance, Jo Ann Blankenship, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Pat Hicks & Robert Gobble

NAYS: 0

PASSING: 0

ABSENT: Paul Mottern, L. C. Tester, Tom Bowers, Charlie Bayless, Ken Arney,
Scott Sams & Bill Armstrong

There being 17 ayes, 0 nays, 0 passing and 7 absent motion duly carried.

Court was recessed until 4:00 p.m. on July 29, 2011.

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING, MONDAY, JULY 18, 2011

RESOLUTION NO. 549

**"RESOLUTION TO ADOPT A CONTINUING BUDGET AND TAX RATE
FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND TO AUTHORIZE THE ISSUANCE
OF TAX ANTICIPATION NOTES FOR THE COUNTY OF CARTER, TENNESSEE"**

WHEREAS, it appears that the 2011-2012 fiscal year budget of Carter County, Tennessee will not be approved during the 2011 July meeting of the Board of County Commissioners;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Carter County, Tennessee that amounts set out in the 2010-2011 Appropriation Resolution are hereby continued until a new 2011-2012 Appropriation Resolution is adopted; and

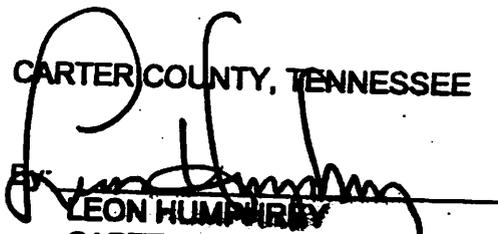
BE IT FURTHER RESOLVED, that the property tax rate as adopted for the 2010- 2011 fiscal year shall remain in effect for the fiscal year beginning July 1, 2011 until a new property tax rate is adopted; and,

BE IT FURTHER RESOLVED, that the County Mayor and County Clerk are hereby authorized to borrow money on tax anticipation notes, not exceeding \$1,000,000.00, to pay for the expenses herein authorized until the taxes and other revenues for the fiscal year 2011-2012 have been collected. Such notes shall first be approved by the State Director of Local Finance. The notes evidencing the loans authorized under this section shall be issued under the authority of Title 9, Chapter 21, Tennessee Code Annotated. All of said notes shall mature and be paid in full without renewal not later than June 30, 2012.

BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011.

Adopted this 18th day of July, 2011.

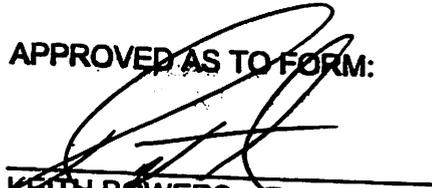
CARTER COUNTY, TENNESSEE


LEON HUMPHREY
CARTER COUNTY MAYOR

ATTEST: _____


MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:


KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY

CCT report - Carter County Commission...
July 18, 2011

- **Roan Mountain Sewer Project** – The Technical Committee is still reviewing comments, but overall response is supportive of a sewer system of “some” type. Next steps are to identify “best fit” system for Roan Mountain residents and affordable funding.
- **Project Quest** – Tom Anderson met with State Economic and Community Development representatives and company principals in relation to incentive packages and project overview. If prospect chooses Carter County it will mean 70 jobs \$7 million investment
- **Project Red Energy** – County Attorney is currently reviewing and making changes to the “feedstock” agreements required by the prospective company. This agreement will be shared with other Counties in Northeast TN as well as southwest Virginia and Northwest North Carolina. Still looking at minimum 50 jobs to start.
- **Project Smoky Mountain** – Prospect has chosen to locate in Elizabethton. Old Smoky Mountain Book Warehouse. 30 new manufacturing jobs this summer. Working on incentives from local and State. Will make formal announcement July 21st or 22nd.
- **Industrial Bond Board** – processed an estoppel certificate as part of a capital issued for a local industry.
- **1500 West Elk (Pine Palms Mgt)** – Old Inland Container Building – working with developers on infrastructure improvements
- **USDA Rural Business Enterprise Grant - \$17,500 - Elizabethton Business Enhancement Sign Project** –Tom Anderson is representing Carter County at the award ceremony in Unicoi with Congressman Roe and USDA officials.
- **Engineering on SIA Route** being completed. The Corps of Engineers have delineated a wetland. However, TDOT doesn't anticipate the site being impacted. Right of Way field review is scheduled for July 20th.
- **Judge Ben Allen/Don Lewis/SR 91 signalization** moving into pre-engineering phase. TDOT Working to coordinate with SIA Route.
- **Hotel feasibility** – Working with a regional hospitality company about feasibility of bringing a new hotel to Carter County.
- **50,000 sq ft building in Cherokee Park** – will begin marketing on State and TVA sites.
- **Developers meeting** – To bring additional information to include in retail development plan for the City of Elizabethton.
- **Re-purpose of old Wal-Mart** – in current discussions with brokers interested in “re-purposing” old Magic Mart site. Could include arts and education.
- **Coalition to Address Drug Problem** is being initiated and will begin meetings in coming weeks.

**A Contract Between the
FIRST TENNESSEE DEVELOPMENT DISTRICT**

AND

CARTER COUNTY

PROVIDING FOR LOCAL PLANNING ADVISORY SERVICES

This **CONTRACT**, entered into as of the first day of July, 2011 by the First Tennessee Development District (FTDD), an agency composed of member governments in Northeast Tennessee, and Carter County, Tennessee.

I. FINDINGS & DECLARATIONS

A. Tennessee Code Annotated, §13-14-101 and the following sections establish a delineation of regions deemed viable to the economic development of the state, and allow creation of development districts for these regions, encompassing one (1) or more counties or parts of counties, so they are conducive to efficient planning and orderly economic development of the state.

B. FTDD is empowered, among other duties, "to receive and expend funds from any sources for staffing, for research, planning, coordination, economic development, demonstration projects and other activities deemed necessary to promote the efficient, harmonious and economic development of the region."

C. Carter County, referred to as the chief legislative body, requests the FTDD to provide planning advisory services, and agrees to appropriate the necessary funds for these services.

II. CONTRACT

In consideration of these findings and declarations and other valuable considerations, the parties agree as follows:

- A.** During the twelve (12) month period beginning July 1, 2011, and ending June 30, 2012, the FTDD agrees to furnish the services of professionally trained planning advisors who will confer with the local planning commission, board of zoning appeals and other local officials with respect to all phases of the comprehensive planning program. Planning recommendations are advisory only; local communities and their appropriate representatives have the sole authority to enact and enforce ordinances and other regulatory tools. A work program derived from the elements listed below will be developed jointly between the FTDD and contracting community within 30 days of the signing of the planning contract by both parties. Other activities may be included depending on the scope and nature of the desired services and FTDD capacity. All activities must be agreed upon mutually by the community and FTDD. Planning services may include but are not limited to the following activities:
- 1.** Attendance at planning commission and/or boards of zoning appeals meetings; assistance in the preparation or review of the long range work program of the planning commission; preparation of comprehensive plans, Public Chapter 1101 Growth Management Plans and amendments, and other planning studies and documents.
 - 2.** Preparation of land use controls for adoption, implementation, and enforcement by local community officials, including but not limited to zoning ordinances, subdivision regulations, flood plain management regulations, or other land use controls; review of development proposals; advice and assistance to administrators of zoning, subdivision regulations, and other land use controls.
 - 3.** Access to the resources of a regional office including drafting, mapping, and geographic information systems support; planning related research.
 - 4.** Specialty training for planning commissions, boards of zoning appeal and local administrators; assistance in providing information on planning activities and interpreting planning programs and activities to the public through meetings and conferences, news releases and presentations before various groups.
 - 5.** Advice and assistance on all matters relating to state, federal, and regional programs that affect planning and implementation for the locality.
- B.** Payment for services provided by FTDD to Carter County based on the agreed-upon activities requested in Section II.A. of this Contract, and the Fee Schedule attached to this contract as Attachment 1 plus any funds made available by the State of Tennessee specifically for planning services. For the purpose of providing funds necessary to carry out the provisions of this contract, **IT IS AGREED** that the chief legislative body will pay to the FTDD the sum of **\$12,250** annually, plus any funds made available by the State of Tennessee specifically for the purpose of planning, payable in total upon the effective date of this contract, or in bi-annual installments of **\$6,125** due and payable on

the first day of the first and third quarters of each fiscal year. The contracting community hereby authorizes the FTDD to apply on the community's behalf for any eligible funds from State sources to supplement the planning contract amount.

- C. Either party may terminate this contract by giving written notice to the other party specifying the date of termination, at least ninety (90) days before the termination date. Upon termination of the contract, the obligation of the FTDD to conduct and carry on the program agreed to under this Contract shall cease, the financial obligation of the chief legislative body as described in this Contract above likewise ceases. If prepayment has been made by the chief legislative body, the FTDD will determine, by prorating, the amount to be refunded.
- D. This contract is for a period of twelve months. A new contract and fee schedule will be presented for FY2013. Local governments are under no obligation to continue FTDD planning services beyond the dates specified in this contract.
- E. In all matters relating to the performance of this contract, the FTDD Executive Director acts for the FTDD, and the Mayor acts for the Carter County, Tennessee.

The parties execute this contract through their duly authorized representatives.

For **FIRST TENNESSEE DEVELOPMENT DISTRICT**

By: _____
Susan Reid, Executive Director

For **CARTER COUNTY TENNESSEE**

By: _____
Leon Humphrey, Mayor

BE IT REMEMBERED , on July 29, 2011, prior to the recessed session of the July 18, 2011, being called back to order, Tom Bowers , Chairman of the Budget Committee, took the podium and opened the floor for a Public Hearing on setting the 2010-2011 tax rate for the county. Mr. Bowers stated he had received six (6) written requests from people wanting to speak and they would be given five (5) minutes to address the commission. The speakers included the following: Johnny Julian, Billy Peters, James Dabbondanza, Roy Livingston, Scott Snell and Dora Kinser. Their common sentiment was a tax increase would be a great burden on the taxpayers of Carter County and encouraged a "a bare bones" budget to maintain the current tax rate or possibly lowering the tax rate. As Bill Younce in the audience asked to be recognized and had not submitted a written request to speak, motion was made by Scott Sams, seconded by Nancy Brown to extend public comments. By voice vote by the members of the Budget Committee, motion duly carried. A "nay" vote was noted by the Clerk for Tom Bowers. Mr. Younce suggested having a "note burning" when something was paid off and use the money on something-else-without raising taxes. Motion was made by Steve Chambers, seconded by Lawrence to conclude the Public Hearing. By voice vote motion carried. The Mayor stated the recessed session of the July 28, 2011, would reconvene at 6:00 P.M.

The recessed session of the July 28, 2011, Commission meeting was called back into session by Mayor Humphrey.

At this time the Mayor asked for a moment of silence to be observed in memory of Paul Mottern and Arlie Joe Woods. The decedents were both former Commissioners.

The Mayor asked Commissioner Bowers to present the budget recommendations of the Budget Committee. Mr. Bowers stated at the July 18, 2011, meeting they had voted to recommend a \$2.19 tax rate for the county. He advised the commissioners if they voted "yes" on the general fund resolution and "yes" on the outside agencies resolution, they were locked into voting "yes" for the resolution setting the tax rate at \$2.19. He encouraged the commissioners to vote their conscience and in the best interest of the taxpayers.

John Lewis questioned whether the non-profit organizations were audited and suggested that be looked into before funds are appropriated by the county for their operation. The Mayor stated that there were no increases in any of the organizations in the proposed budget this year with the exception of the fire department. The Mayor further explained that if you owned a home valued at \$100,000 your tax increase based on the new tax rate would be \$45 per year.

On recommendation of the Budget Committee, motion was made by Dickie Renfro, seconded by Russell Kyte to approve Resolution No. 550 making appropriations for the various funds, departments, institutions, offices and agencies of the county for the fiscal year beginning July 2, 2011 and ending June 30, 2012. Roll call vote as follows:

AYES: Harry Sisk, Charlie Bayless, Dickie Renfro, Steve Chambers, Sonja Culler, Russell Kyte, Bill Armstrong and Pat Hicks

NAYS: Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Charles VonCannon, Tom Bowers, Ken Arney, John Lewis, Scott Sams and Robert Gobble

PASSING: 0

ABSENT: Gebe Ritchie, L.C. Tester, Steve Lowrance and Jo Ann Blankenship

There being 8 ayes, 11 nays, 0 passing and 4 absent motion failed to receive a constitutional majority.

On recommendation of the Budget Committee, motion was made by Dickie Renfro, seconded by Steve Chambers to approve Resolution No. 551 making appropriations to nonprofit charitable organizations for the years July 1, 2011 through June 30, 2012. Roll call vote as follows:

AYES: Nancy Brown, Harry Sisk, Charles VonCannon, Charlie Bayless, Dickie Renfro, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Bill Armstrong & Pat Hicks

NAYS: Lawrence Hodge, Richard Winters, Ronnie Trivett, Tom Bowers, Ken Arney, Scott Sams & Robert Gobble

PASSING: Joel Street

ABSENT: Gebe Ritchie, L. C. Tester, Steve Lowrance & Jo Ann Blankenship

There being 11 ayes, 7 nays, 1 passing and 4 absent motion failed to receive a constitutional majority.

After much discussion, motion was made by Charlie Bayless, seconded by Harry Sisk to set the tax rate at \$2.15 as opposed to \$2.19 with the .04 taken from Debt Service. Roll call vote as follows:

AYES: Lawrence Hodge, Joel Street, Richard Winters, Harry Sisk, Charles VonCannon, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Bill Armstrong, & Pat Hicks

NAYS: Nancy Brown, Ronnie Trivett, Tom Bowers, John Lewis, Scott Sams & Robert Gobble

PASSING: 0

ABSENT: Gebe Ritchie, L. C. Tester, Steve Lowrance & Jo Ann Blankenship

There being 13 ayes, 6 nays, 0 passing and 4 absent motion duly carried.

Motion was made by Harry Sisk, seconded by Pat Hicks to adopt Resolution No. 550 making appropriations for the various funds, departments, institutions, offices and agencies of the county for the fiscal year July 1, 2011 through June 30, 2012. Roll call vote as follows:

AYES: Lawrence Hodge, Joel Street, Richard Winters, Harry Sisk, Charles VonCannon, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Bill Armstrong & Pat Hicks

NAYS: Nancy Brown, Ronnie Trivett, Tom Bowers, John Lewis, Scott Sams & Robert Gobble

PASSING: 0

ABSENT: Gebe Ritchie, L. C. Tester, Steve Lowrance & Jo Ann Blankenship

There being 13 ayes, 6 nays, 0 passing and 4 absent motion carried. Resolution No. 550 entered into minutes on pages 241 to 245. Motion was made by Charles VonCannon, seconded by Lawrence Hodge to adopt Resolution No. 552 making appropriations to nonprofit charitable organizations for the fiscal year July 1, 2011 through June 30, 2012. Roll call vote as follows:

AYES: Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters Harry Sisk, Charles VonCannon, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Bill Armstrong & Pat Hicks

NAYS: Ronnie Trivett, Tom Bowers, John Lewis, Scott Sams & Robert Gobble

PASSING: 0

ABSENT: Gebe Ritchie, L. C. Tester, Steve Lowrance & Jo Ann Blankenship

There being 14 ayes, 5 nays, 0 passing and 4 absent motion carried. Resolution No. 551 entered into minutes on pages 246 to 247. Motion was made by Dickie Renfro,

seconded by Harry Sisk to adopt Resolution No. 552 as amended to set the tax rate at \$2.1528 for the fiscal year beginning July 1, 2011. Roll call vote as follows:

AYES: Lawrence Hodge, Joel Street, Richard Winters, Harry Sisk, Charles VonCannon, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Bill Armstrong & Pat Hicks

NAYS: Nancy Brown, Ronnie Trivett, Tom Bowers, John Lewis, Scott Sams & Robert Gobble

PASSING: 0

ABSENT: Gebe Ritchie, L. C. Tester, Steve Lowrance & Jo Ann Blankenship

There being 13 ayes, 6 nays, 0 passing and 4 absent motion carried. Resolution No. 542 entered into the minutes on page 248. At this time Mayor Humphrey cleared to courtroom for an Attorney/Client meeting between the Commissioners and Attorney Keith Bowers. Following the closed meeting, motion was made by Pat Hicks, seconded by Harry Sisk to adjourn. By voice vote motion carried.

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING , FRIDAY, JULY 29, 2011

RESOLUTION NO. 550

"A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS,
DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF
CARTER COUNTY, TENNESSEE FOR THE YEAR
BEGINNING JULY 1, 2011 AND ENDING JUNE 30, 2012."

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Carter County, Tennessee, assembled in regular session on the 29th day of July, 2011, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Carter County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the year beginning July 1, 2011 and ending June 30, 2012, according to the following schedule:

GENERAL FUND	
County Commission	80,800.00
Board of Equalization	5,925.00
County Executive	193,926.81
County Attorney	50,738.00
Election Commission	285,948.12
Register of Deeds	261,728.11
Planning	273,227.86
County Buildings	728,501.42
Other General Administration	500.00
Accounting and Budgeting	414,925.90
Property Assessor's Office	431,517.16
Reappraisal Program	112,037.01
County Trustee's Office	315,397.84
County Clerk	449,403.65
Circuit Court	716,912.38
General Sessions Court	232,821.29
Chancery Court	328,893.17
Judicial Commissioners	41,035.25
Other Administrative of Justice	14,900.00
Sheriff's Department	3,192,228.02
Jail	3,441,349.88
Juvenile Services	161,510.42
Fire Prevention	330,000.01
Rescue Squad	205,500.00
EMA	91,285.74
Inspection and Regulation	4,170.00
County Corner	6,280.00
Other Public Safety	950.00
Local Health Center	169,000.00

Rabies and Animal Control	72,547.86
Ambulance and Medical Services (911)	76,712.50
Crippled Children Services	20,727.00
Aid to Dependent Children	1,500.00
Other Local Welfare Services	1,600.00
Other Public Health	1,425.00
Senior Citizens Assistance	46,010.00
Libraries	36,587.50
Park and Recreation	22,562.50
Other Social, Cultural, & Recreation	6,764.89
Agricultural Extension Service	95,670.41
Flood Control	3,850.00
Other Agriculture & Natural Resources	19,855.00
Tourism	81,109.00
Industrial Development	3,875.00
Other Economic & Community Development	37,835.00
Veterans' Service	38,099.44
Other Charges	2,000.00
Contributions to Other Agencies	49,500.00
Employee Benefits	18,728.96
Miscellaneous	238,222.00
Litter and Trash Collection	49,203.00
Other General Government Projects	15,000.00
Total General Fund	13,480,798.09
COURTHOUSE AND JAIL MAINTENANCE	
County Buildings	5,600.00
Other Administrations of Justice	4,800.00
Miscellaneous	100.00
Total Courthouse and Jail Maintenance	10,500.00
SOLID WASTE/SANITATION FUND	
Convenience Centers	44,839.46
Recycling Center	49,197.00
Landfill Operation and Maintenance	756,251.26
Miscellaneous	10,000.00
Total Solid Waste/Sanitation Fund	860,287.72
HEALTH DEPARTMENT FUND	
Local Health Center	169,000.00
Total Health Department	169,000.00
DRUG CONTROL	
Drug Enforcement	110,000.00
Miscellaneous	800.00

Total Drug Control	110,800.00
HIGHWAY/PUBLIC WORKS FUND	
Administration	329,313.93
Highway & Bridge Maintenance	2,166,160.85
Operation & Maintenance of Equipment	957,345.24
Other Charges	93,550.00
Employee Benefits	84,000.00
Capital Outlay	383,000.00
Total Highway/Public Works Fund	4,013,370.02
GENERAL PURPOSE SCHOOL FUND	
Regular Instruction Program	20,462,017.00
Alternative Instruction Program	121,019.00
Special Education Program	3,035,324.00
Vocational Education Program	1,433,893.00
Adult Education Program	25,237.00
Health Services	297,635.00
Other Student Support	807,248.00
Regular Instruction Program	1,554,502.00
Alternative Instruction Programs	116,770.00
Special Education Program	357,331.00
Vocational Education Program	152,555.00
Adult Education Program	96,595.00
Board of Education	658,000.00
Office of the Superintendent	448,565.00
Office of the Principal	2,314,637.00
Fiscal Services	153,000.00
Operation of Plant	2,961,828.00
Maintenance of Plant	746,243.00
Transportation	2,451,369.00
Central and Other	322,568.00
Community Services	194,428.00
Regular Capital Outlay	480,000.00
Education Debt Service	335,000.00
Total General Purpose School Fund	39,525,764.00
HEAD START FUND	
Childhood Education	1,027,134.00
Total Head Start Fund	1,027,134.00
CENTRAL CAFETERIA FUND	
Food Services	2,897,459.64
Total Central Cafeteria Fund	2,897,459.64
GENERAL DEBT SERVICE	
General Government Debt Service	1,621,956.55

Education Debt Service	1,636,819.66
Total General Debt Service Service	3,258,776.21

BE IT FURTHER RESOLVED, that the budget for the School Federal Projects fund shall be the budget approved for separate projects within No Child Left Behind (NCLB), Individuals with Disabilities Education Act (IDEA-Part B and Preschool), Carl Perkins Vocational fund and other federal grants by the Carter County Board of Education.

SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and the Sheriff and their officially authorized deputies and assistants may be entitled to receive under state laws heretofore or hereafter enacted. Expenditures out of commissions and/or fees collected by the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the Trustee and converted into the General Fund as provided by law.

BE IT FURTHER RESOLVED, that if any fee officials, as enumerated in Section 8-22-101, T.C.A., operate under provisions of Section 8-22-104, T.C.A., provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED, that any amendment to the budget, except for amendments to the budget for funds under supervision of the Director of Schools, shall be approved as provided in Section 5-9-407, T.C.A. The Director of Schools must receive approval of the Board of Education for transfers within each major category of the budget, and approval of both the Board of Education and Board of County Commission for transfers between major categories as required by law.

One copy of each amendment shall be filed with the County Clerk, one copy with the Chairman of the Budget Committee, and one copy with each divisional or departmental head concerned. The reason(s) for each transfer shall be clearly stated; however, this section shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfers within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED, that any appropriations made by this resolution which cover the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the County in excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation, shall constitute the limit to the expenditures for any office, agency, institution, division or department for the year ending June 30, 2012. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Board of County Commissions providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the year in which the expenditure is to be made to meet such additional appropriation. Said appropriating resolution shall be submitted to and approved by State Director of Local Finance after its adoption as provided by Section 9-21-403, T.C.A.

SECTION 6. BE IT FURTHER RESOLVED, that the County Mayor and County Clerk are hereby authorized to borrow money on revenue anticipation notes provided such notes are first approved by the State Director of Local Finance to pay for the expenses herein authorized until the taxes and other revenue for the year 2011-2012 have been collected. The proceeds of loans for each of individual fund shall not exceed 60% of the appropriations of each individual fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, T.C.A. Said notes shall be signed by the County Mayor and countersigned by the County Clerk and shall mature and be paid in full without renewal not later than June 30, 2012.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent County property taxes for the year 2009 and prior years and the interest and penalty thereon collected during the year ending June 30, 2012 shall be apportioned to the various County funds according to the subdivision of the tax levy for the year 2009. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly.

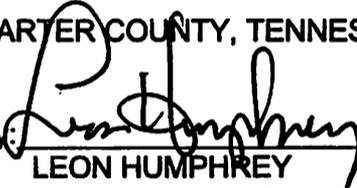
SECTION 8. BE IT FURTHER RESOLVED, that all encumbered balances of appropriations remaining at the end of the year shall lapse, and be of no further effect at the end of the year at June 30, 2012.

SECTION 9. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which heretofore has been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 10. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Duly passed this the 29th day of July, 2011.

CARTER COUNTY, TENNESSEE

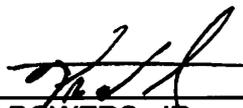
By: 

LEON HUMPHREY
CARTER COUNTY MAYOR

ATTEST:


MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:


KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING, FRIDAY, JULY 29, 2011

RESOLUTION NO. 551

"A RESOLUTION MAKING APPROPRIATIONS TO NONPROFIT CHARITABLE ORGANIZATIONS OF CARTER COUNTY, TENNESSEE FOR THE YEAR BEGINNING JULY 1, 2011 AND ENDING JUNE 30, 2012"

WHEREAS, Section 5-9-109, T.C.A., authorizes the Carter County Legislative Body to make appropriations to various nonprofit charitable organizations and,

WHEREAS, the Carter County Legislative Body recognizes the various nonprofit charitable organizations providing services in Carter County have great need of funds to carry on their nonprofit charitable work.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Carter County on this 29th day of July, 2011.

SECTION 1. That one million, sixteen thousand, three hundred eleven dollars and eighty-six cents (\$1,016,311.86) be appropriated to nonprofit organizations in Carter County as reflected below.

<u>Agency</u>	<u>Amount</u>
Volunteer Fire Departments	\$330,000.00
Rescue Squad	\$205,500.00
Health Department	\$169,000.00
Emergency 911 Service	\$76,712.50
Vocational Rehabilitation	\$20,727.00
Community Day Care	\$1,500.00
Red Cross	\$1,425.00
Senior Citizens	\$14,440.00
First TN Human Resource Agency	\$30,570.00
Library	\$31,587.50
Parks and Recreation	\$22,562.50
Soil Conservation/Dept. of Agr.	\$18,952.36
First TN Development District	\$5,650.00
Pathology	\$32,185.00
Economic Development	\$40,000.00
Boys and Girls Club	\$9,500.00
RSVP	\$1,000.00
Imagination Library	\$5,000.00
Total	<u>\$1,016,311.86</u>

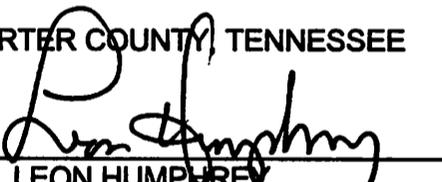
BE IT FURTHER RESOLVED that all appropriations enumerated in Section 1 above are subject to the following conditions:

1. That the nonprofit organizations to which funds are appropriated shall file with the County Clerk and the disbursing officials a copy of any annual report of its business affairs and transactions and the proposed use of the county's funds in accordance with rules promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109 (c), T.C.A.
2. That said funds must only be used by the named nonprofit charitable organizations in furtherance of their nonprofit charitable purposes benefiting the general welfare of the residents of Carter County.
3. That it is the expressed interest of the county commission of Carter County in providing these funds to the above named nonprofit charitable organizations to be fully in compliance with Chapter 0380-2-7 of the Rules of the Comptroller of the Treasury, and Section 5-9-109, T.C.A. and any and all other laws which may apply to county appropriations to nonprofit organizations and so this appropriation is made subject to compliance with any and all of these laws and regulations

BE IT FURTHER RESOLVED that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 29th day of July, 2011.

CARTER COUNTY, TENNESSEE

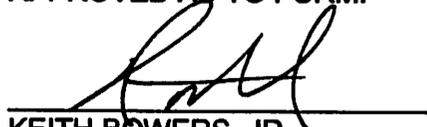
By: 

LEON HUMPHREY
CARTER COUNTY MAYOR

ATTEST:


MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:


KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING, FRIDAY, JULY 29, 2011

RESOLUTION NO. 552

"A RESOLUTION FIXING THE TAX LEVY IN CARTER COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 2011 (2011-2012)"

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Carter County, Tennessee, assembled in Elizabethton, Tennessee, at the Courthouse on the 29th day of July, 2011, that the combined property tax rate of Carter County Tennessee, for the fiscal year beginning July 1, 2011, and ending June 30, 2012, shall be \$2.1528 on each \$100.00 of taxable property, which is to provide revenue for each of the following funds and otherwise conform to the following levies;

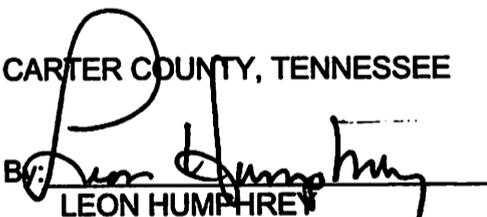
FUND RATE	
General Purpose/Schools	\$ 0.9864
County General Fund	\$ 0.9504
Debt Service	\$ 0.0860
<u>County Road Fund</u>	<u>\$ 0.1300</u>
Total	\$ 2.1528

SECTION 2. BE IT FURTHER RESOLVED that there is hereby levied a gross receipts tax as provided by law. The proceeds of the gross receipts tax herein levied shall accrue to the General Fund.

SECTION 3. BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Carter County, Tennessee, which are in conflict with this resolution are hereby repealed.

SECTION 4. BE IT FURTHER RESOLVED, that this Resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the County Commission of Carter County, Tennessee, in the County Clerk's records.

Passes this 29th day of July, 2011

CARTER COUNTY, TENNESSEE
By: 
LEON HUMPHREY
CARTER COUNTY MAYOR

ATTEST:


MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:


KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY